

Declaratory
Improvement Res. No. 794-1948

which provides for the vacation of Oliver St. from McKinnie Ave. to Senate Ave., also for the vacation of the alley between Smith St. and Oliver Street from the first alley south of McKinnie Ave. to Senate Ave. and also for the vacation of the alley between Oliver St. and Bowser Ave.

Resolution Adopted:

November 4, 1948

Confirmed:

December 2, 1948

~~Bids Received~~

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

Thurs. January 20, 1949, 7:30
P. M.

DECLARATORY RESOLUTION NO. 794 - 1948.

For the vacation of Oliver Street from McKinnie Avenue to Senate Avenue, also for the vacation of the alley between Smith Street and Oliver Street from the first alley south of McKinnie Avenue to Senate Avenue, and also for the vacation of the alley between Oliver Street and Bowser Avenue from the first alley south of McKinnie Avenue to Senate Avenue. The alley south of McKinnie Avenue to remain open across present Oliver Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Oliver Street from McKinnie Avenue to Senate Avenue, also vacate the alley between Smith Street and Oliver Street from the first alley south of McKinnie Avenue to Senate Avenue, and also the vacation of the alley between Oliver Street and Bowser Avenue from the first alley south of McKinnie Avenue to Senate Avenue. The alley south of McKinnie Avenue to remain open across present Oliver Street.

All as shown by a plan of such proposed street and alley vacations as above described, now on file in the office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said street and alley vacations shall be assessed against the property owners beneficially affected thereby.

The property which may be injuriously or beneficially affected by the proposed street and alley vacations is described as follows: all lots in Mount Vernon Park Addition to the City of Fort Wayne, Indiana, bounded on the north by McKinnie Avenue; on the west by Smith Street; on the east by Bowser Avenue and on the south by Senate Avenue.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all Acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) per cent. per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described street and alleys shall be subject to an easement for the use of the City of Fort Wayne and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All streets and lots and lands affected by the above described street and alley vacations are situated in the North East Quarter (NE₁), Section Twenty-Four (24), Township Thirty North (30N) Range Thirteen (13) east, and lying within the corporate limits of the City of Fort Wayne, Allen County, Indiana.

ADOPTED THIS 4th DAY OF November 1948.

Attest: Joseph M. Schwartz
Secretary Board of Public Works

Walter Vitter
Frank A. Decker
Chancery P. Griffeth
Board of Public Works.

MCKINNIE AVE

40.0	50	46.6	46	46	46	45	45.5	50	46.6	46	46	46	46	46
6	135	7	8	9	10	11	12	135	12	135	14	15	16	17

SMITH STREET

187	40	186	40	186	2	153	40	152	2	79	40	40	78	
188	40	185	40	185	1	152.6	40	152.6	1	79	40	40	78	
189	40	184	40	184	1	135	40	150	1	80	40	40	77	
190	40	183	40	183	1	136	40	150	1	81	40	40	76	
191	40	182	40	182	1	137	40	128	1	82	40	40	75	
192	40	181	40	181	1	138	40	129	1	83	40	40	74	
193	40	180	40	180	1	139	40	127	1	84	40	40	73	
194	40	179	40	179	1	140	40	126	1	85	40	40	72	
195	40	178	40	178	1	132.6	40	125	1	86	40	40	71	
196	40	177	40	177	1	132.6	40	125	1	87	40	40	70	

SENATE

50	105	40	132.6	12	132.6	12	132.6	12	132.6	12	132.6	12	132.6	12
40	40	178	40	178	1	132.6	40	141	1	88	40	40	70	

OLIVER VACATE STREET

103	40	180	40	180	1	139	40	126	1	85	40	40	73	
40	40	179	40	179	1	140	40	125	1	86	40	40	72	
194	40	178	40	178	1	132.6	40	125	1	87	40	40	71	
195	40	177	40	177	1	132.6	40	125	1	88	40	40	70	

AVÉ

103	40	180	40	180	1	139	40	126	1	85	40	40	73	
40	40	179	40	179	1	140	40	125	1	86	40	40	72	
194	40	178	40	178	1	132.6	40	125	1	87	40	40	71	
195	40	177	40	177	1	132.6	40	125	1	88	40	40	70	

BOWSER AVÉ

50	40	40	40	40	132.6	12	132.6	12	132.6	12	132.6	12	132.6	12
40	40	178	40	178	1	132.6	40	141	1	88	40	40	70	

50

50	40	40	40	40	132.6	12	132.6	12	132.6	12	132.6	12	132.6	12
40	40	178	40	178	1	132.6	40	141	1	88	40	40	70	

City of Fort Wayne



OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE, INDIANA

October 14, 1948

Mr. C. Ross Lindemuth
City Engineer
City Hall

Dear Sir:

You are hereby instructed to prepare plans, specifications, estimate, and resolution for the vacation of Oliver Street from McKinnie Avenue to Senate Avenue, also for the vacation of the alley between Smith Street and Oliver Street from the first alley south of McKinnie Avenue to Senate Avenue, and also for the vacation of the alley between Oliver Street and Bowser Avenue from the first alley south of McKinnie Avenue to Senate Avenue. The alley south of McKinnie Ave. to remain open across present Oliver Street.

Yours very truly,

Board of Public Works

ATTEST:

M. L. Shantz

Deputy Clerk

Frank A. Dickey
Chasay L. Gifford

P E T I T I O N

Fort Wayne, Ind.

October 14, 1948

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real estate on _____, from _____ to _____

respectfully petition for the passage of a resolution providing for the vacation of Oliver Street from McKinnie Avenue to Senate Avenue, also for the vacation of the alley between Smith Street and Oliver Street from the first alley south of McKinnie Avenue to Senate Avenue, and also for the vacation of the alley between Oliver Street and Bowser Avenue from the first alley south of McKinnie Avenue to Senate Avenue. The alley south of McKinnie Avenue to remain open across present Oliver Street.

NAME:

SCHOOL CITY OF FORT WAYNE, IND

By: *B.F. Geyer*

Ben F. Geyer, President

ADDRESS:

1230 S. Clinton, Ft. Wayne, Petitioner
Ind.

W. Page Yarnelle

W. Page Yarnelle

Grace M. Goeriz

Grace M. Goeriz

Willard Shambaugh

Willard Shambaugh

August J. Wiegand

August J. Wiegand

As its Board of School Trustees

Mr. Palmer -

Petition for Passage

of a Resolution for

vacation of Oliver Street from
McKinnie Avenue to Senate Ave.,

also for the vacation of the
alley between Smith Street and

Oliver Street from the first
alley south of McKinnie Ave.

to Senate Avenue, and also for
the vacation of the alley between

Oliver St. and Bowser Ave.

from the first alley south
of McKinnie Avenue to

to Senate Ave. The alley

south of McKinnie Ave.

remain open across present
Oliver St.

Filed with the Board of Public Works

Plans Ordered:

October 14, 1948



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